

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

<b>JAMES BURKS</b>	<b>§</b>	<b>PLAINTIFF</b>
<b>v.</b>	<b>§</b>	<b>Civil Action No. 1:03CV872</b>
<b>ROYAL COATINGS, INC., ET AL.</b>	<b>§</b>	<b>DEFENDANTS</b>

**AGREED JUDGMENT OF DISMISSAL**

This cause comes before the Court *sua sponte*, the parties having announced that they have reached a compromise and settlement of all pending claims in this matter. Accordingly, the Court being desirous of removing this matter from its docket;

**IT IS, THEREFORE, ORDERED AND ADJUDGED** that this action be, and it is hereby dismissed with prejudice with each party to bear its own costs. By agreement of the parties, the Court hereby retains jurisdiction to enforce the settlement agreement. If any party fails to consummate the settlement agreement within thirty (30) days, any aggrieved party may move to reopen the case for enforcement of the settlement agreement. Upon hearing any motion for enforcement of the settlement agreement, the Court may award attorneys fees and costs to the prevailing party.

**SO ORDERED AND ADJUDGED** this the 18<sup>th</sup> day of October 2006.

*s/ Louis Guirola, Jr.*

Louis Guirola, Jr.  
United States District Judge